



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10  
WASHINGTON OPERATIONS OFFICE  
300 Desmond Drive SE, Suite 102  
Lacey, Washington 98503

FILE COPY

March 24, 2005

Susan Smith  
J R.H. Smith Distributing Company, Inc.  
P.O. Box 6  
Grandview, WA 98948

RE: Underground Storage Tank (UST) Program, Field Notice of Non-Compliance Nos. 1104, from the June 17, 2004, UST facility inspection of Smitty's Conoco, located at 102 E Toppenish Ave., Toppenish, WA 98948 (EPA ID No. 4260087) - Yakama Reservation

Dear Ms. Smith:

The information that I received on July 16, 2004 and March 23, 2005, satisfies the "UST Field Notice of Non-Compliance No. 1104, which was issued on June 17, 2004. Therefore, EPA considers your facility in compliance with all federal UST regulations.

To remain in compliance and to avoid being issued additional field notices or possible enforcement actions with monetary penalties for this facility, please remember to do the following:

Continue with the USTMan statistical inventory reconciliation (SIR) as your **monthly** tank release detection method. Or you can use daily inventory control combined with tank tightness testing or a tank monitor could be installed. Please note inventory control and tank tightness testing can only be used until June 2008 at this facility.

Continue with having a line tightness test performed on each of your tanks piping systems annually. The next line tightness test is due by the end **March 2005**.

Continue to conduct automatic line leak detector (ALLD) testing **annually**. The next function test is due by the end of **March 2005**.

Continue with the cathodic protection testing of the steel tanks and piping **every 3 years**. Your next cathodic protection test is due by **June 2007**.

Maintain your UST pollution liability insurance.

Please review these reports and testing results to ensure that your equipment is functioning properly and that there is not a leak. You need to keep a copy of these reports for each month for the past 12 months. You do not need to send in test results to us, but rather, they

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should be kept with your UST records and be available for review upon request by EPA.

Thank you for your timely response to EPA's requests. If you any technical or regulatory questions in the future, please feel free to contact me by telephone at (360) 753-8072 or by e-mail at [greeves.jim@epa.gov](mailto:greeves.jim@epa.gov). You also can contact Charlotte Boulind by telephone (206) 553-6315 or by e-mail at [boulind.charlotte@epa.gov](mailto:boulind.charlotte@epa.gov).

Sincerely,



Jim Greeves  
EPA Settlement Lead